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Subject: Application Serial No. 10/685,318
Docket No. 5682A
Applicant: Fang et al.
Filed: October 14, 2003
Title: "Treated textiles and compositions
for treating textiles"

Date: March 5, 2008

Copies:

Pages: 2 (including cover)

Comments:

Please find attached the following:

Terminal disclaimer to Obviate a Double Patenting
Rejection Over a Prior Patent

- 1 page

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MAR 05 2008

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**Docket Number 5682A
US PTO Customer No. 25280

In re Application of: Fang et al.

Application No.: 10/685,318

Filed: October 14, 2003

For: **TREATED TEXTILES AND COMPOSITIONS FOR TREATING TEXTILES**

The owner*, MILLIKEN & COMPANY, of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 7,320,947. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

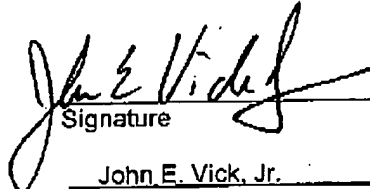
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the Undersigned is empowered to act on behalf of the organization.

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2. ☒ The undersigned is an attorney of record.


Signature
Date 3/5/08
John E. Vick, Jr.
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- ☒ **Fee Authorization:** In the event that there are additional fees associated with the submission of these papers, Applicant hereby authorizes the Commissioner to withdraw those fees from our Deposit Account No. 04-0500.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.